

ESTTA Tracking number: **ESTTA680248**

Filing date: **06/25/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                        |  |
|------------------------|--|
| Proceeding             | 79137054   |
| Applicant              | Microsoft Mobile OY  |
| Applied for Mark       | MIXRADIO   |
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| Submission             | Applicant's Request to Extend  |
| Attachments            | 79137054 - MIXRADIO and Design RFE for Reply Brief - 2015-06-25.pdf(28057 bytes )  |
| Filer's Name           | John P. Halski   |
| Filer's e-mail         | pctrademarks@perkinscoie.com, jhalski@perkinscoie.com  |
| Signature              | /John P. Halski/   |
| Date                   | 06/25/2015   |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re MICROSOFT MOBILE OY

Serial No.: 79/137,054

Mark:  **MixRadio**

Filing Date: August 21, 2013

Examining Attorney: Kristin Carlson, L.O. 105

MOTION FOR EXTENSION OF  
DEADLINE TO FILE REPLY BRIEF

Applicant Microsoft Mobile OY ("Applicant") hereby moves the Trademark Trial and Appeal Board for a thirty (30) day extension of the current June 25, 2015 deadline for filing Applicant's reply brief in this ex parte appeal. If granted, the new deadline would be July 25, 2015. This is Applicant's first request for an extension of the deadline for filing Applicant's reply brief.

**Argument**

Pursuant to Section 1203.02(d) of the Trademark Trial and Appeal Board' Manual of Procedure, an extension of time for filing a reply brief in an ex parte appeal may be granted by the Board upon a written request showing good cause for the requested extension. As good cause for the current extension request, Applicant notes the following:

A. Assignment of the Application. The Application was recently assigned to a third party located in Japan. Thus, due to time differences between the current owner of record and the assignee, the time required for recordation of the assignment of the Application through WIPO, and the likelihood that the assignee will appoint new counsel, the undersigned counsel requires additional time to communicate with assignee regarding their intentions with regard to these proceedings. See id ("[d]epending on the totality of circumstances, good cause has been found [based on] the need to get instructions from a foreign applicant").

B. Appointment of New Counsel. Applicant anticipates that the assignee of the Application will appoint new counsel to handle this matter upon recordation of the assignment with the USPTO through WIPO. Thus, the undersigned counsel respectfully requests additional

time to allow the assignee to appoint new counsel to prepare and file the reply brief. See id ("good cause has been found when there has been an appointment of a new attorney").

Applicant believes that it has demonstrated good cause for a single, modest thirty (30) day extension of the current deadline for filing the Applicant's reply brief in this matter. Please contact the undersigned with any questions regarding this matter.

Respectfully submitted,

PERKINS COIE LLP

Date: June 25, 2015

By: \_\_\_\_\_

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MICROSOFT MOBILE OY